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UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF
MICHELLE YANG IN SUPPORT OF
DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S OPPOSITION
TO WAYMO'S MOTION TO
COMPEL UBER SOURCE CODE**

Trial Date: December 4, 2017

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Opposition to Waymo's Motion To Compel Uber Source Code.

6 2. Attached as **Exhibit 1** is a true and correct copy of certain metadata exported from
7 the Relativity database made available to the parties by Stroz Friedberg in response to Waymo's
8 subpoena. These metadata pertain to the twelve files in the Relativity database that comprise
9 Exhibit 37 to the Stroz report, which bear Stroz DocIDs 001948767, 001948778, 001948795,
10 001948803, 001948810, 001948852, 001948887, 001948899, 001948919, 001948929,
11 001948937, and 001948987. The metadata fields included in this export at: DocID, Custodian
12 Name, Evidence Description (i.e., the device on which the file was found), DocDateTime,
13 Subject/Title (in this case corresponding to filename), File Path, and beginning Bates number.

14 3. Attached as **Exhibit 2** is a true and correct copy of a document produced in this
15 litigation bearing Bates numbers STROZ_R_000249955- STROZ_R_000249995.

16 4. Attached as **Exhibit 3** is a true and correct copy of a document produced in this
17 litigation bearing Bates numbers STROZ_R_000002737- STROZ_R_000002768.

18 5. Attached as **Exhibit 4** is a true and correct copy of a document produced in this
19 litigation bearing Bates numbers STROZ_R_000249947- STROZ_R_000249954.

20 6. Attached as **Exhibit 5** are relevant pages from the deposition of Travis Kalanick,
21 taken on July 27, 2017.

22 7. Attached as **Exhibit 6A** is a true and correct copy of a document produced in this
23 litigation bearing Bates numbers UBER00313451-UBER00313453.

24 8. Attached as **Exhibit 6B** is a true and correct copy of three native files exported
25 from the Relativity database made available to the parties by Stroz Friedberg in response to
26 Waymo's subpoena. These files are native (i.e., high-resolution, full-color) versions of the three
27 files in the Relativity database that comprise Exhibit 134 to the STROZ report, which bear Stroz
28 DocIDs 003199508, 003199509, and 003199510. Due to the timing of Stroz's rolling

1 productions, counsel for Uber were unable to obtain formally produced, Bates-stamped copies of
2 these native images in time for this filing.

3 I declare under penalty of perjury that the foregoing is true and correct. Executed this
4 12th day of October, 2017 in San Francisco, California.

5
6 /s/ Michelle Yang

Michelle Yang

7
8
9 **ATTESTATION OF E-FILED SIGNATURE**

10 I, Arturo J. González am the ECF User whose ID and password are being used to file this
11 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
12 concurred in this filing.

13 Dated: October 12, 2017

14 /s/ Arturo J. González

ARTURO J. GONZÁLEZ